

SCOTT N. SCHOOLS, SC SBN 9990  
 United States Attorney  
 JOANN M. SWANSON, CSBN 88143  
 Assistant United States Attorney  
 Chief, Civil Division  
 EDWARD A. OLSEN, CSBN 214150  
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102  
 Telephone: (415) 436-7124  
 FAX: (415) 436-7169

Attorneys for Defendants

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

XIN XU,	)	No. C 07-0938 WDB
	)	
Plaintiff,	)	
	)	
v.	)	
	)	<b>STIPULATION TO DISMISS; and</b>
MICHAEL CHERTOFF, Secretary of the	)	<b>[Proposed] ORDER</b>
Department of Homeland Security, in his Official	)	
Capacity; et al.,	)	
	)	
Defendants.	)	
_____	)	

Plaintiff, proceeding *pro se*, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-captioned action because the United States Citizenship and Immigration Services (USCIS) has adjudicated Plaintiff's Form I-485 application for adjustment of status.

Each of the parties shall pay their own costs and fees.

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STIPULATION TO DISMISS  
 C07-0938 WDB

1 Date: November 27, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS  
United States Attorney

3  
4 /s/  
EDWARD OLSEN  
5 Assistant United States Attorney  
Attorneys for Defendants

6  
7  
8 Date: November 27, 2007

/s/  
XIN XU  
*Pro Se*

10 **ORDER**

11 Pursuant to stipulation, IT IS HEREBY ORDERED that plaintiff's action is dismissed.

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13 Date: 11/28/2007

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\_\_\_\_\_  
WAYNE D. BRAZIL  
United States Magistrate Judge